

PATENT
Attorney Docket No.: UCSD1530-5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Fenical et al.	Art Unit:	1626
Application No.:	10/561,711	Examiner:	Not Yet Assigned
US Submission Date:	December 20, 2005	Conf. No.:	1035
Based on Int'l Appl:	PCT/US2004/019453		
IA Filing Date:	June 18, 2004	Priority Date:	June 20, 2003
Title:	SALINOSPORAMIDES AND METHODS FOR USE THEREOF		

Mail Stop PCT

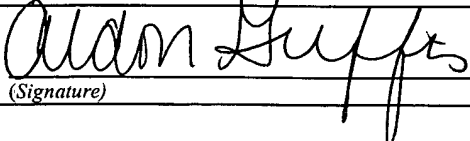
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

Transmitted herewith for filing in connection with the above-identified application,
please find the following:

1. Request to Withdraw Notification of Abandonment mailed March 24, 2006 with Exhibit A (4 pages);
2. Copy of Notification of Abandonment mailed March 24, 2006 (1 page);
and
3. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, October 13, 2006 , in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Aldon Griffis (Name of Person Mailing Paper)	
	October 13, 2006 (Date)

In re Application of:

Fenical et al.

Application No.: 10/561,711

IA Filing Date: June 18, 2004

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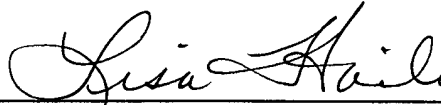
PATENT

Attorney Docket No.: UCSD1530-5

No fee is deemed necessary in connection with the filing of this paper. However, if a fee is required, the Commissioner is hereby authorized to charge any other fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 07-1896. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: October 13, 2006



Lisa A. Haile, J.D., Ph.D.

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USPTO CUSTOMER NUMBER 28213

DLA PIPER US LLP

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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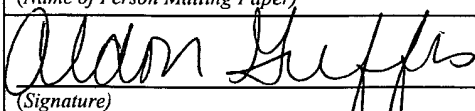
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P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST TO WITHDRAW NOTIFICATION OF ABANDONMENT

Sir:

Applicants respectfully request that the Notification of Abandonment mailed March 24, 2006 be withdrawn. This U.S. National Stage filing was submitted timely under 35 USC § 371. The 30 month national stage deadline date for this application was December 20, 2005, which is the same date that the national stage application was submitted to the U.S. Patent and Trademark Office (USPTO) via Express Mail. Exhibit A corroborates this submittal date by providing a copy of the Express Mail receipt stamped December 20, 2005 along with the Declaration of

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, October 13, 2006 , in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Aldon Griffis (Name of Person Mailing Paper)	
 (Signature)	October 13, 2006 (Date)

In re Application of:

Fenical et al.

Application No.: 10/561,711

IA Filing Date: June 18, 2004

Page 2

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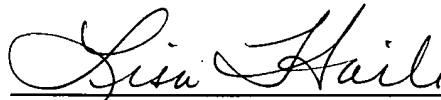
Attorney Docket No.: UCSD1530-5

Mailing by Express Mail. The confusion apparently arose by the USPTO stamp on the return receipt postcard that inadvertently indicated a receipt date of December 21, 2005.

No fee is deemed necessary in connection with the filing of this paper. However, if a fee is required, the Commissioner is hereby authorized to charge any other fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 07-1896.

Respectfully submitted,

Date: October 13, 2006



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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/561,711	William H. Fenical	UCSD1530-5

28213
 DLA PIPER RUDNICK GRAY CARY US, LLP
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INTERNATIONAL APPLICATION NO.	
PCT/US04/19453	
I.A. FILING DATE	PRIORITY DATE
06/18/2004	06/20/2003

CONFIRMATION NO. 1035

371
 ABANDONMENT/TERMINATION
 LETTER

OC000000018328029

Date Mailed: 03/24/2006

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

- Applicant has failed to provide the full U.S. Basic National Fee by 30 months (37 CFR 1.495(b)(2)).

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 3 - OFFICE COPY

FORM PCT/DO/EO/909 (371 Abandonment Notice)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

EV627502594US

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

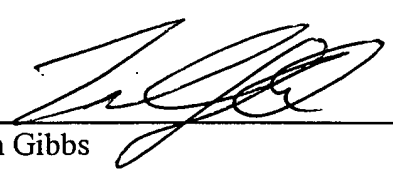
DECLARATION OF MAILING BY "EXPRESS MAIL"

Josh Gibbs declares as follows:

1. I reside at 4262 Mt. Foster, San Diego, CA 92117 and am an employee of DLA Piper Rudnick Gray Cary US LLP, 4365 Executive Drive, Suite 1100, San Diego, CA 92121-2133.
2. On December 20, 2005, I deposited in the mail, "Express Mail Post Office to Addressee" service of the United States Postal Service the contents of the envelope for which "Express Mail" Receipt No. EV 627 502 594 US was issued addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
3. Attached hereto is a true copy of the "Express Mail" Receipt No. EV 627 502 594 US.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the above-identified application or any patents issued thereon.

Date: December 20, 2005



Josh Gibbs